IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 21ST AUGUST 2007 / 30TH SRAVANA 1929

Crl.Rev.Pet.No. 3109 of 2007()

CRA.110/2004 of ADDL. SESSIONS COURT, ALAPPUZHA
CC.397/2001 of JDUL.MAGISTRATE OF FIRST CLASS, RAMANKARI

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REVN. PETITIONER: REVN. PETITIONER/APPELLANT/ACCUSED

V.K.CHANDRA BABU, S/O. KESAVAN,
PALLIVEEDU, VADACKAL P.O., ALAPPUZHA-3.

BY ADV. SRI.CYRIAC KURIAN

RESPONDENTS: RESPONDENTS & COMPLAINANT AND STATE

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1. R.RAMANUJAN, AGED 57 YEARS,
S/O. K.S.RAMAMOORTHY REDDIAR, DEVI GALVANIZEDS,
INDUSTRIAL DEVELOPMENT PLOT, VADACKAL,
ALAPPUZHA.

2. THE STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI.A.SHANAVAS
BY PUBLIC PROSECUTOR SRI. K.S. SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 21/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. NO. 3109 of 2007

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Dated, this the 21ST day of August 2007

ORDER

The accused in C.C. No. 397 of 2001 on th**e file** of the J.F.C.M.Ramankary for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. **Crl.M.A..No. 9061 of 2007** has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,

(JUDGE)

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